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Hearing Date: March 28, 2018

Time: 10:00 a.m.

Objection Deadline: March 21, 2018

Time: 5:00 p.m.

*Attorneys for Irving H. Picard, Trustee for the  
Substantively Consolidated SIPA Liquidation of  
Bernard L. Madoff Investment Securities LLC  
and the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES, LLC,

Defendant.

In re:

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation  
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

Adv. Pro. No. 08-01789 (SMB)

SIPA Liquidation

(Substantively Consolidated)

Adv. Pro. No. 10-05048 (SMB)

ESTATE OF ARMAND L. GREENHALL,  
PENG YAN, as Personal Representative of the  
Estate of Armand L. Greenhall, and DEIDRE  
SWEENEY, as Personal Representative of the  
Estate of Armand L. Greenhall,

Defendants.

**NOTICE OF MOTION AND MOTION FOR ENTRY OF  
AN ORDER PURSUANT TO RULES 15 AND 21 OF THE FEDERAL  
RULES OF CIVIL PROCEDURE, AS INCORPORATED BY RULES  
7015 AND 7021 OF THE FEDERAL RULES OF BANKRUPTCY PROCEDURE,  
GRANTING THE TRUSTEE LEAVE TO FILE A SECOND AMENDED COMPLAINT AND  
FOR RELATED RELIEF**

PLEASE TAKE NOTICE that upon the accompanying Motion, Irving H. Picard, as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities, LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.*, and Bernard L. Madoff, by and through his counsel, Baker & Hostetler LLP, will move before the Honorable Stuart M. Bernstein, United States Bankruptcy Judge, at the United States Bankruptcy Court, the Alexander Hamilton Customs House, One Bowling Green, Courtroom 723, New York, New York 10004, on **March 28, 2018 at 10:00 a.m.**, or as soon thereafter as counsel may be heard, for an order granting the Trustee leave to file a Second Amended Complaint and For Related Relief in order to (A) add specificity to certain existing claims and (B) update and conform certain other allegations, in substantially the form and content annexed as Exhibit A to the Declaration being filed simultaneously herewith, as more particularly set forth in the accompanying Memorandum of Law in Support of the Trustee's Motion for Entry of an Order Pursuant to Rules 15 and 21 of the Federal Rules of Civil Procedure, as Incorporated by Rules 7015 and 7021 of the Federal Rules of Bankruptcy Procedure, Granting the Trustee Leave to File a Second Amended Complaint and For Related Relief.

PLEASE TAKE FURTHER NOTICE that any responses or objections to this Motion must be in writing, conform to the Bankruptcy Rules and other applicable rules and orders of this Court, and shall be filed in accordance with General Order M-399 and the electronic filing procedures for the United States Bankruptcy Court for the Southern District of New York (available at [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov)) by no later than **5:00 p.m. on March 21, 2018** (the “Objection Deadline”) (with a courtesy copy delivered to the Chambers of the Honorable Stuart M. Bernstein) and must be served upon (a) Baker and Hostetler LLP, counsel for the Trustee, 45 Rockefeller Plaza, New York, New York 10111, Attn: David J. Sheehan and Nicholas J. Cremona, and (b) Securities Investor Protection Corporation, 1667 K St. N.W., Suite 1000, Washington, D.C. 20006-1620, Attn: Kevin H. Bell, so as to be received no later than the Objection Deadline. Any objections must specifically state the interest that the objecting party has in these proceedings and the specific basis of any objection to the Motion.

PLEASE TAKE FURTHER NOTICE that notice of this motion will be provided by U.S. Mail or email to all defendants in this adversary proceeding pursuant to the Order Establishing Notice Procedures (Adv. Pro. No. 08-01789 (SMB); ECF No. 4560). The Trustee submits that no other or further notice is required.

Dated: New York, New York  
March 9, 2018

Respectfully submitted,

Of Counsel:

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*/s/ Nicholas J. Cremona*

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*Attorneys for Irving H. Picard, Esq., Trustee for the  
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